

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

MARK BRIAN WARNER,

Petitioner,

v.

JASON BENNETT,

Respondent.

Case No. 3:24-cv-5537-RSM-SKV

ORDER OF DISMISSAL

Having reviewed the Report and Recommendation of the Honorable S. Kate Vaughan,  
United States Magistrate Judge, any objections or responses, and the remaining record, the  
Court FINDS and ORDERS:

- (1) The Court adopts the Report and Recommendation, Dkt. #18.
- (2) Petitioner's habeas corpus petition, and this action, are DISMISSED.
- (3) A certificate of appealability is DENIED. *See* 28 U.S.C. § 2253(c).
- (4) This case is CLOSED.
- (5) The Clerk shall provide a copy of this Order to Petitioner and to Judge Vaughan.

DATED this 30<sup>th</sup> day of September, 2024.



RICARDO S. MARTINEZ  
UNITED STATES DISTRICT JUDGE